

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2003-070651
CV 2004-070365

09/20/2004

HONORABLE JOSEPH B. HEILMAN

CLERK OF THE COURT
M. Corriveau
Deputy

Atlas # 000729458900
IN RE THE MATTER OF
TERESA ANN GIRARD

FILED: 09/28/2004

TERESA ANN GIRARD
12559 W. ALMERIA RD
AVONDALE AZ 85323

AND

KEITH NORRIS MILLER

KEITH NORRIS MILLER
5392 WEST BELMONT AVENUE
GLENDALE AZ 85301

MINUTE ENTRY

This Court, and the Expedited Services Division of the Clerk of the Court conducted an extensive review of both current child support and child support arrearages due. These hearings were conducted on September 9, 2003 by Conference Officer Dee Shultz of Expedited Services and after objection to Ms. Shultz' Report, by the Court itself on January 1, 2004, February 11, 2004, and March 11, 2004 (in which 4 separate child support worksheets were prepared). At the time of the evidentiary hearing in this Court on March 11, 2004, the Court found the Petitioner/Father to be in arrears in child support payments in the amount of \$6,544.96 for the period of January 1, 2001 through December 31, 2003. The Court ordered Petitioner/Father to pay \$117.04 per month current child support payments and \$181.81 per month as and for arrearages. Nothing in Petitioner/Father's "Petition for Review" provides a legal basis for reconsidering these issues.

Petitioner/Father's "Petition for Review" also asks the Court to enforce this Court's visitation schedule, but adds that the original order was changed by agreement of the parties. This Court's only order on this issue is set forth in Judge Harrison *Pendente Lite* Order of July 21, 2003.

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Petitioner/Father next claims Expedited Services failed to address tax exemption allocations. He is mistaken. That issue is addressed on page 4 of the September 9, 2003 Expedited Services minute entry. This was made an order of the Court by this Courts signature September 15, 2003. In her October 15, 2003 objection to this order, Respondent/Mother did not object to the tax exemption allocations on the order.

At the time of the final hearing in this case on March 11, 2003, neither party addressed the issue of parenting time or custody, and in fact, the various calculation relating to child support seem to be pegged to the parenting time reflected in the *pendente lite* order.

However, the Court will hear argument on to whether the *pendente lite* order should be made the final order relating to parenting time at the same time as the hearing on the issue of a name change, which follows.

Finally, Respondent/Father requests that the minor child's name be changed from Camden Ryan Girard to Camden Ryan Miller. The parties are directed to A.R.S. § 12-601 and the case of Laks v.Laks, 25 Ariz. App. 58, 540 P. 2d 1277 (App. 1975).

Petitioner/Mother shall file a Response to Respondent/Father's Petition for Name Change in CV 2004-070365 not later than October 8, 2004.

IT IS ORDERED setting an Evidentiary Hearing on the issue of a final parenting plan in FC 2003-070651 and the Petition for Name Change in CV 2004-070365 on **November 16, 2004 at 11:00 a.m.** in this division, Northwest Regional Center, Courtroom 122, 14264 West Tierra Buena Lane, Surprise, Arizona.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at <http://www.superiorcourt.maricopa.gov/ssc/sschome.html>.